

Exhibit 68

In the Matter of:

Caryn Devins Strickland

vs

United States, et al.

Deposition of:

JILL LANGLEY

April 27, 2023



(703) 331-0212
www.icrdepos.com

1 mediation stage and that she had waited months and
2 had not heard back.

3 Q How did you respond to that?

4 A What I remember telling her was that I
5 didn't understand the concept at all of disqualifying
6 the party from representing itself.

7 And so I do -- I don't know what I said
8 to her about the delay in getting an answer back but
9 I remember -- and am seeing in my notes -- thinking
10 that it would surprise me if disqualifying the
11 defendant from being the defendant would be granted.

12 Q Did you talk with Caryn about remedies at
13 the complaint stage?

14 A I don't remember.

15 The only question -- the only topic that
16 I remember coming up late in our meeting was her
17 asking what would happen if the defender, like if the
18 presiding judicial officer at the end of the
19 complaint stage -- because that's when remedies
20 happen, after there has been a decision on the
21 merits -- what would happen if the defender refused
22 to comply with the orders.

1 Q And --

2 A And I said I didn't remember what -- I
3 was not familiar with the -- how a defender could be
4 unappointed.

5 In contrast, if I'm a court employee and
6 the presiding judicial officer orders the clerk of
7 court to provide some remedy, the clerk of court, I
8 understand, is in a very direct employment
9 relationship with the chief judge and the judges on
10 the court.

11 And what I remember telling Caryn is I
12 literally did not know enough about the relationship
13 between a defender -- and I'm talking about the unit
14 executive defender -- and the judges on the Court of
15 Appeals. And so I remember telling her that I didn't
16 know what would happen.

17 I certainly told her that they are
18 obligated -- a defender would be obligated under the
19 plan to take those remedies and to comply with the
20 order, but I didn't know what would happen if they
21 refused to follow that.

22 Q Do you know -- I'm just trying to make

1 sure I understand your answer.

2 Are you saying that you didn't know if
3 the Court -- if a presiding judicial officer would
4 have authority to enforce remedies ordered under the
5 plan against the defender?

6 A No. I knew that they had the power to
7 enforce it.

8 But the mechanics of what does that
9 enforcement mean, what I didn't know was would they
10 have the power to fire the defender for failing to
11 comply with a presiding judicial officer decision.

12 And after our meeting, I did learn about
13 a statute that describes how a defender can be
14 removed from office for misconduct in office or
15 neglect of duty; and as a lawyer I would make the
16 argument that failing to comply with a presiding
17 judicial officer's order would be neglect of duty.

18 So, I didn't know that.

19 Q At the time.

20 A So that was -- my answer to her was, "I
21 don't know what would happen."

22 Q Okay.

1 A But I also want to be clear when you talk
2 about remedies I am talking exclusively about a
3 post-decision remedy ordered by a presiding judicial
4 officer at the end of the complaint stage --

5 Q I understand?

6 A -- not settlement resolutions or other
7 informal resolutions. I'm talking about remedies
8 under the EDR plan.

9 Q Does the EDR plan contemplate any
10 distinction between someone's interests as, say, a
11 unit executive and their interests if they are also
12 an accused party?

13 A Say it again.

14 (The following was read back by the
15 court reporter:

16 QUESTION: Does the EDR plan
17 contemplate any distinction between
18 someone's interests as, say, a unit
19 executive and their interests if
20 they are also an accused party?

21 THE WITNESS: So you are going to have to
22 excuse me, but I'm going to stop and reread this to